IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 28TH MAY 2007 / 7TH JYAISHTA 1929

Bail Appl..No. 2339 of 2007()

CRIME NO.125/07 OF KALAPAKANCHERRY POLICE STATION

: PETITIONER/ACCUSED

ALI, S/O.ALAVI, AGED 23 YEARS,
KAKKATTEERI HOUSE, KALAPAKANCHERRY,
MALAPPURAM DISTRICT.

BY ADV. SRI.K.P.SUDHEER

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM, REPRESENTING THE SUB INSPECTOR OF
POLICE, KALAPAKANCHERRY POLICE STATION.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 28/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 2339 OF 2007 B

Dated this the 28th day of May, 2007

O R D E R

Petitioner, who is the 1st accused in Crime No.125/07 of Kalpakanchery Police Station for offences punishable under Secs.341 and 307 read with sec.34 I.P.C., seeks anticipatory bail. The occurrence took place on 7.4.07.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and then to have his application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioner shall surrender before the investigating officer on any day between 40-06-2007 and 06-06-2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioner shall, thereafter, be produced on the same day before the Magistrate, who shall release the petitioner on bail on appropriate conditions.

This petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

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